IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION

CIVIL NO. 1:05CV310

UNITED STATES OF AMERICA,)
Plaintiff,)
Vs.)) <u>JUDGMENT</u>)
\$23,400.00 IN UNITED STATES CURRENCY,)))
Defendant.)) .)

THIS MATTER came on for trial before the Court and a jury, and the jury having duly rendered its verdict,

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED that the Plaintiff, having failed to prove that the Defendant was the proceeds of or used to facilitate a drug trafficking crime and subject to forfeiture, shall return the currency herein to the Claimant, Brian Tracy Frye, forthwith.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Claimant Brian Tracy Frye is hereby awarded attorney fees and litigation

costs in the amount of THIRTY-SEVEN THOUSAND, EIGHT HUNDRED SEVENTY-FOUR DOLLARS AND NINETY-TWO CENTS (\$37,874.92).

Signed: September 24, 2007

Lacy H. Thornburg

United States District Judge